SUPREME COURT, U. S.

No. 975

FILED
JUN 3 1958
JOHN T. FEY, Clerk

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1957

FYKE FARMER,
Petitioner,

VS.

J. M. ROUNTREE, Director of Internal Revenue, et al.,
Respondents.

FYKE FARMER,
Petitioner,

VS.

THE UNITED STATES OF AMERICA,
Respondent.

PETITION

FOR A REHEARING ON BEHALF OF PETITIONER

FYKE FARMER,
300 West Bellevue Drive
Nashville 5, Tennessee
Pro Se.

No. 975

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1957

FYKE FARMER,
Petitioner,

VS.

J.M. ROUNTREE, Director of Internal Revenue, et al.,
Respondents.

FYKE FARMER,
Petitioner,

VS.

THE UNITED STATES OF AMERICA,
Respondent.

PETITION

FOR A REHEARING ON BEHALF OF PETITIONER

Comes petitioner, Fyke Farmer, and moves for a rehearing of the decision denying certiorari in these cases for the following reasons:

The action of the Court in these cases is inconsistent with its action in case No. 462, Karadzole v. Artukovic, in which certiorari was granted on January 20, 1958. (2 L ed 2d)

The necessary and inescapable effect of the decision in the Karadzole case is that the judicial power extends to the determination of the questions of the criminality of acts of an official of a foreign government who has given orders resulting in mass murder in thousands and war crimes for which he is under indictment in the foreign country where the acts were committed.

The decision in petitioner's case refuses to extend the judicial power to the determination of the question of the criminality of orders and acts of essentially the same character committed by officials of the United States resulting in mass murder in millions and war crimes in foreign countries, notwithstanding the factual admission that has been made by the Government of the United States. Such a decision, of course, does not enhance the dignity of the Court.

Petitioner did not learn of the decision in the Karadzole case until the article about it appeared in the New York Times on June 15, 1958. Therefore, this ground was not advanced before the denial of certiorari on June 9, 1958.

Wherefore, petitioner insists that a rehearing should be granted and the judgments of the lower court reversed and judgment on the pleadings rendered in favor of petitioner.

Respectfully submitted,

FYKE FARMER,
300 West Bellevue Drive
Nashville 5, Tennessee
Pro Se.

CERTIFICATE

I, Fyke Farmer, hereby certify that the foregoing petition for rehearing is restricted to a substantial question not previously presented and is presented in good faith and not for delay.

Fyke Farmer

June 30, 1958